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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

RYAN KANNETT,

Defendant.

Case No.: CR 20-71171 TSH

**AMENDED STIPULATION AND
~~[PROPOSED]~~ ORDER RESETTIN
STATUS HEARING AND EXCLUDING
TIME UNDER THE SPEEDY TRIAL
ACT AND RULE 5.1 AS MODIFIED**

Hearing Date: December 2, 2020

Hearing Time: 10:30 a.m.

The parties jointly request the Court reset the status conference regarding preliminary hearing or arraignment from December 2, 2020 to January 8, 2021 at 10:30 a.m. Mr. Kannett is charged in a criminal complaint, and also has a trailing Form 12 petition in CR 14-98-PJH. The government recently produced a voluminous amount of discovery, and defense counsel needs additional time to review the discovery with Mr. Kannett, and discuss potential resolutions with the government. As a result, the parties also request the Court exclude time under Federal Rule of Criminal Procedure 5.1(c) and (d) and the Speedy Trial Act, 18 U.S.C. § 3161, between December 2, 2020 and January 8, 2021 to allow for effective preparation of counsel taking into account the exercise of due diligence.

IT IS SO STIPULATED.

Dated: November 20, 2020

STEVEN G. KALAR
Federal Public Defender
Northern District of California

/S

HANNI M. FAKHOURY
Assistant Federal Public Defender

Dated: November 20, 2020

DAVID L. ANDERSON
United States Attorney
Northern District of California

/S

JASON KLEINWAKS
Assistant United States Attorney

~~[PROPOSED]~~ ORDER as modified

Based on the reasons provided in the stipulation of the parties above, the Court hereby finds:

1. The defendant and defense counsel need additional time to discuss the case and the evidence and the parties need additional time to discuss a potential resolution of the case. Further, defense counsel's ability to meet with Mr. Kannett and review discovery may be constrained by shelter-in-place and quarantines;
2. These tasks are necessary for the defense preparation of the case, and the failure to grant the requested continuance would unreasonably deny counsel for defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence; and
3. The ends of justice served by this continuance outweigh the best interest of the public and the defendant in a speedy trial.

Based on these findings, it is hereby ordered that the status hearing date of December 2, 2020, scheduled at 10:30 a.m. is vacated and reset for January 8, 2021 at 10:30 a.m. It is further ordered that time is excluded pursuant to Federal Rule of Criminal Procedure 5.1(c) and (d), and the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) and (B)(iv), from ~~December 2, 2020 through January 8, 2021.~~ ~~November 4, 2020 through December 2, 2020.~~

DATED: 11/25/2020

IT IS SO ORDERED.

HON. JACOB
United States

